U.S. DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
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UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF LOUISIANA

LAFAYETTE DIVISION

UNITED STATES OF AMERICA	*	CRIMINAL NO. 6:17-cr-00208
	*	
VERSUS	*	JUDGE DRELL
	*	
ALDES K. "AL" VIDRINE, III (01)	*	MAGISTRATE JUDGE WHITEHURST

PLEA AGREEMENT

A. INTRODUCTION

1. This document contains the complete plea agreement between the government and ALDES K. "AL" VIDRINE, III, the defendant. No other agreement, understanding, promise, or condition exists, nor will any such agreement, understanding, promise or condition exist unless it is committed to writing in an amendment attached to this document and signed by the defendant, an attorney for the defendant, and an attorney for the government. The terms of this plea agreement are only binding on the defendant and the government if the Court accepts the defendant's guilty plea.

B. THE DEFENDANT'S OBLIGATIONS

1. ALDES K. "AL" VIDRINE, III, shall appear in open court and plead guilty to the one-count Bill of Information pending in this case.

C. THE GOVERNMENT'S OBLIGATIONS

1. If the Defendant completely fulfills all of his obligations and agreements under this plea agreement, the Government agrees it will not prosecute the Defendant for any other offense known to the United States Attorney's Office, based on the investigation which forms the basis of the Bill of Information.

2. The Government will and hereby moves pursuant to U.S.S.G. § 3E1.1(b) for the Defendant to receive a one-point reduction in his offense level should that offense level be 16 or greater, as the Defendant has assisted authorities in the investigation or prosecution of his own misconduct by timely notifying authorities of his intention to enter a plea of guilty, thereby permitting the Government to avoid preparing for trial and permitting the Government and the Court to allocate their resources efficiently.

D. SENTENCING

ALDES K. "AL" VIDRINE, III, understands and agrees that:

1. the maximum punishment on Count one is a term of imprisonment of not more than one (1) year, or a fine of not less than $2500 or more than $25,000 per day of violation, or both (pursuant to 33 U.S.C. § 1319(c)(1));[1]

2. the defendant shall be required to pay a special assessment of $25 **at the time of the guilty plea** by means of a cashier's check, bank official check, or

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[1] The government believes that the maximum fine provision contained in 18 U.S.C. § 3571(b)(5) or (d) applies to this case. Because the government does not intend to present evidence concerning the amount of pecuniary gain or loss or to seek a fine approaching the maximum under any statute, it will concede, in this matter, that the maximum fine may be governed by 33 U.S.C. § 1319(c)(1). The government does not intend this concession as an admission for the purposes of future cases nor is it the government's position that the fine provision found in 33 U.S.C. § 1319 governs over those found in 18 U.S.C. § 3571.

money order payable to "Clerk, U.S. District Court";

3. he may receive a term of Supervised Release of not more than one (1) year in length in addition to any term of imprisonment imposed by the Court;

4. A violation of any condition of supervised release at any time during the period of supervised release may result in the defendant being incarcerated over and above any period of imprisonment initially ordered by the Court;

5. The period of incarceration for a violation of a condition of supervised release could be as much as the full term of supervised release initially ordered by the Court regardless of the amount of time of the supervised release the defendant had successfully completed;

6. Any fine imposed as part of the defendant's sentence will be made due and payable immediately, and any federal income tax refund received by the defendant from the Internal Revenue Service while there is an outstanding fine shall be applied toward the fine award;

7. As part of the presentence investigation, the government will make available to the Court all evidence developed in the investigation of this case;

8. This case is governed by the Sentencing Reform Act as modified by United States v. Booker, 543 U.S. 220 (2005), that the defendant has discussed the Sentencing Guidelines and their applicability with defendant's counsel, and understands and acknowledges that a final determination of the applicable guidelines range cannot be made until the completion of the presentence investigation;

9. The sentencing judge alone will decide what sentence to impose; and

10. The failure of the Court to adhere to a sentencing recommendation tendered by counsel shall not be a basis for setting aside the guilty plea which is the subject of this agreement.

E. SIGNATURE OF ATTORNEY FOR THE DEFENDANT, THE DEFENDANT, AND THE ATTORNEY FOR THE GOVERNMENT

I have read this plea agreement and have discussed it fully with my client, ALDES K. "AL" VIDRINE, III. It accurately and completely sets forth the entire plea agreement. I concur in ALDES K. "AL" VIDRINE, III, pleading guilty as set forth in this plea agreement.

Dated: 9-19-17

Michael D. Skinner

MICHAEL D. SKINNER
La. Bar No. 12118
Skinner Law Firm, LLC
666 Jefferson Street, Suite 810
Lafayette, LA 70501
Counsel for Defendant

I have read this plea agreement and have discussed it with my attorney. I fully understand the plea agreement and accept and agree to it without reservation. I do this voluntarily and of my own free will. No threats have been made to me, nor am I under the influence of anything that could impede my ability to fully understand this plea agreement.

I affirm that absolutely no promises, agreements, understandings, or conditions have been made or entered into in connection with my decision to plead guilty except those set forth in this plea agreement.

I am satisfied with the legal services provided by my attorney in connection with this plea agreement and the matters related to this case.

Dated: 9-19-17

Aldes K. "AL" Vidrine III

ALDES K. "AL" VIDRINE, III
Defendant

I accept and agree to this plea agreement on behalf of the United States of America.

ALEXANDER C. VAN HOOK
Acting United States Attorney

Dated: 8/14/17

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